

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : **CRIMINAL NO.:** _____

v. : **DATE FILED:** _____

NOEL RAMOS : **VIOLATIONS:**

: **21 U.S.C. § 841(a)(1), (b)(1)(C)**

: **(possession with intent to distribute**

: **cocaine - 1 count)**

: **18 U.S.C. § 924(c) (possession of a**

: **firearm in furtherance of a drug**

: **trafficking offense - 1 count)**

: **18 U.S.C. § 922(g)(1) (convicted felon**

: **in possession of a firearm - 1 count)**

: **Notices of forfeiture**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about August 24, 2004, in Allentown, in the Eastern District of Pennsylvania, defendant

NOEL RAMOS

knowingly and intentionally possessed with intent to distribute a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 24, 2004, in Allentown, in the Eastern District of Pennsylvania, defendant

NOEL RAMOS

knowingly possessed a firearm, that is, a .25 caliber Raven handgun, Model MP25, serial number 1645544, loaded with five live rounds of ammunition, and a .25 caliber Beretta handgun, Model 950BS, serial number DAA217109, loaded six live rounds of ammunition, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute cocaine in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Section 924(c).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 24, 2004, in Allentown, in the Eastern District of Pennsylvania, defendant

NOEL RAMOS,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce a firearm, that is, a .25 caliber Raven handgun, Model MP25, serial number 1645544, loaded with five live rounds of ammunition, and a .25 caliber Beretta handgun, Model 950BS, number, DAA217109, loaded with six live rounds of ammunition, and a .22 caliber Remington rifle, Model Nylon 66, serial number A2403015.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violation of Title 21, United States Code, Section 841(a)(1), as set forth in this indictment, defendant

NOEL RAMOS

shall forfeit to the United States of America:

- a. any property constituting, or derived from, proceeds obtained directly or indirectly as a result of the violation of Title 21 as charged in this indictment, including, but not limited to, the sum of \$1,802.23; .
- b. any property used or intended to be used, in any manner or part, to commit or facilitate the commission of, the violation of Title 21 as charged in this indictment, including, but not limited to, one .25 caliber Raven handgun, Model MP25, serial number 1645544, and five live rounds of ammunition, and one .25 caliber Beretta handgun, Model 950BS, serial number DAA217109, and six live rounds of ammunition.

2. If any property being subject to forfeiture, as a result of any act or omission of the defendant :

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with a third party
- c. has been placed beyond the jurisdiction of the court
- d. has been substantially diminished in value; or

e. has been commingled with other property which can not be divided
without difficulty;

it is the intent of the United States, pursuant to Title 21 United States Code, Section 853(p) to
seek forfeiture of any other property of the defendant up to the value of the above forfeited
property.

All pursuant to Title 21, United States Code, Section 853.

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Sections 922(g)(1) and 924(c), set forth in this indictment, the defendant,

NOEL RAMOS

shall forfeit to the United States of America, the firearms and ammunition involved in the commission of this offense, including, but not limited to:

- a. one .25 caliber Raven handgun, Model MP25, serial number 1645544,
- b. one .25 caliber Beretta handgun, Model 950BS, serial number
DAA217109,
- c. one .22 caliber Remington rifle, Model Nylon 66, serial number A2403015,
- d. eleven live rounds of .25 caliber ammunition.

All pursuant to Title 28 United States Code, Section 2461(c), and Title 18 United States Code Section 924(d)

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN

UNITED STATES ATTORNEY